

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

THOMAS RANDAL HARGROVE and  
MICHAEL STEVEN NOVAK,

Plaintiffs,

v.

WASHINGTON STATE  
DEPARTMENT OF CORRECTIONS,  
TODD FREDRICKSON and LT. KEVIN  
LORESCH,

Defendants.

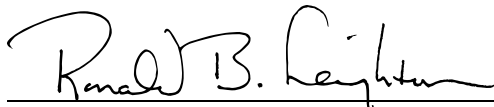
No. C10-0363 RBL/KLS

**ORDER ADOPTING REPORT AND  
RECOMMENDATION**

The Court, having reviewed the Report and Recommendation of Magistrate Judge Karen L. Strombom, objections to the Report and Recommendation [Dkt. #s 33, 34], and the remaining record, does hereby find and **ORDER**:

- (1) The Court adopts the Report and Recommendation.
- (2) Defendants' Motion for Summary Judgment (ECF No. 18) is **GRANTED**; Plaintiffs' claims are **Dismissed without Prejudice for Failure to Exhaust**.
- (3) The Clerk is directed to send copies of this Order to Plaintiff, counsel for Defendants and to the Hon. Karen L. Strombom.

**DATED** this 20<sup>th</sup> day of May, 2011.



RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE